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UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 OAKLAND DIVISION

REARDEN LLC, et al.,  
  
 Plaintiffs,  
  
 v.  
 THE WALT DISNEY COMPANY, *et al.*,  
  
 Defendants.

No. 4:17-CV 04006-JST-SK  
 No. 4:17-CV-04191-JST-SK

**DECLARATION OF MARK S.  
 CARLSON IN OPPOSITION TO  
 DEFENDANTS' MOTION FOR  
 SUMMARY JUDGMENT ON  
 CAUSAL NEXUS ISSUE**

REARDEN LLC, et al.,  
  
 Plaintiffs,  
  
 v.  
 TWENTIETH CENTURY FOX FILM  
 CORPORATION, *et al.*,  
  
 Defendants.

Judge: Hon. Jon S. Tigar  
 Date: To be set  
 Time: To be set  
  
 Ctrm.: 6, 2<sup>nd</sup> Floor

1 I, MARK CARLSON, declare as follows:

2 1. I am an attorney with Hagens Berman Sobol Shapiro LLP, and I am one of the firm's  
3 lawyers representing the plaintiffs in this case. I have personal knowledge of the facts stated in this  
4 declaration, and could testify with respect to those facts under oath if called upon to do so.

5 2. The document attached as Exhibit 1 is a true and correct copy of an email from  
6 Rachel Kennedy to Bill Condon, et al. dated March 4, 2015, produced in this litigation as MAND-  
7 REARDEN-0000003.

8 3. The document attached as Exhibit 2 is a true and correct copy of excerpts from the  
9 deposition of David Hoberman, taken on March 4, 2020.

10 4. The document attached as Exhibit 3 is a true and correct copy of the *Beauty and the*  
11 *Beast* Press Kit, produced in this litigation as DIS-REARDEN-0007938-98.

12 5. The document attached as Exhibit 4 is a true and correct copy of an email from  
13 William C. Hendley to Bill Condon dated November 10, 2016 attaching production notes for *Beauty*  
14 *and the Beast*, produced in this litigation as MAND-REARDEN-0001016-32.

15 6. The document attached as Exhibit 5 is a true and correct copy of excerpts from the  
16 deposition of William Condon, taken on July 29 and 30, 2020.

17 7. The file attached as Exhibit 6 is a true and correct copy of a video of the February 20,  
18 2017 *Beauty and the Beast* press conference in Paris, France, featuring the director and leading cast  
19 members of the film. This exhibit corresponds to Exhibit 4 of the Declaration of Richard Dadufalza.

20 8. The file attached as Exhibit 7 is a true and correct copy of a video clip from the  
21 deposition of William Condon, taken on July 30, 2020. This document corresponds to Exhibit 8 of  
22 the Declaration of Richard Dadufalza.

23 9. The document attached as Exhibit 8 is a true and correct copy of an excerpt from the  
24 Agreement between Dan Stevens and Chip Pictures, Inc. produced in this litigation as DIS-  
25 REARDEN-0015072.

26 10. The document attached as Exhibit 9 is a true and correct copy of an excerpt from the  
27 Agreement between Emma Watson and Cogsworth Productions, Limited produced in this litigation  
28 as DIS-REARDEN-0015073.

1           11.     The document attached as Exhibit 10 is a true and correct copy an excerpt from the  
2 Agreement between Nicole Enterprises, Inc. furnishing services of Bill Condon and Walt Disney  
3 Pictures produced in this litigation as DIS-REARDEN-0015071.

4           12.     The attached as Exhibit 11 is a true and correct copy of a video of the IMAX advance  
5 screening, broadcast on Facebook worldwide on March 6, 2017 downloaded from  
6 [https://www.youtube.com/watch?v=4h\\_YlIMlUkc](https://www.youtube.com/watch?v=4h_YlIMlUkc) on May 19, 2020. This exhibit corresponds to  
7 Exhibit 1 of the Declaration of Richard Dadufalza.

8           13.     The file attached as Exhibit 12 is a true and correct copy of a video clip from the  
9 deposition of William Condon, taken on July 30, 2020. This document corresponds to Exhibit 9 of  
10 the Declaration of Richard Dadufalza.

11          14.     The document attached as Exhibit 13 is a true and correct copy of a video titled “How  
12 Dan Stevens Transformed Into Beauty’s Beast” downloaded from [https://people.com/movies/dan-](https://people.com/movies/dan-stevens-transformation-beauty-and-the-beast/)  
13 [stevens-transformation-beauty-and-the-beast/](https://people.com/movies/dan-stevens-transformation-beauty-and-the-beast/) on May 19, 2020. This document corresponds to  
14 Exhibit 2 of the Declaration of Richard Dadufalza.

15          15.     The document attached as Exhibit 14 is a true and correct copy of an article “A 40-Lb.  
16 Muscle Suit, Waltzing on Stilts: How Dan Stevens Transformed into Beauty’s Beast published on  
17 March 17, 2017 at the following URL: [https://people.com/movies/dan-stevens-transformation-](https://people.com/movies/dan-stevens-transformation-beauty-and-the-beast/)  
18 [beauty-and-the-beast/](https://people.com/movies/dan-stevens-transformation-beauty-and-the-beast/) on November 5, 2020. This document corresponds to Exhibit 5 of the  
19 Declaration of Richard Dadufalza.

20          16.     The document attached as Exhibit 15 is a true and correct copy a video titled  
21 “BEAUTY AND THE BEAST interviews - Dan Stevens, Josh Gad, Luke Evans, Audra McDonald,  
22 Alan Menken” downloaded from <https://www.youtube.com/watch?v=DVogFscddVY> on May 19,  
23 2020. This document corresponds to Exhibit 3 of the Declaration of Richard Dadufalza.

24          17.     The document attached as Exhibit 16 is a true and correct copy of document titled  
25 “BEAUTY AND THE BEAST Bill Condon Sound Ups & Interview Questions”, produced in this  
26 litigation as REARDEN-CONDON-0001004-16.

1           18.     The document attached as Exhibit 17 is a true and correct copy of an email from Max  
2 Jacoby to David Hoberman dated May 3, 2017, produced in this litigation as MAND-REARDEN-  
3 0001406.

4           19.     The document attached as Exhibit 18 is a true and correct copy of an email from Alan  
5 Horn to Brooks Barnes forwarding an article titled “‘Beauty and the Beast’: Disney’s \$300 Million  
6 Gamble”, produced in this litigation as DIS-REARDEN-011287-90.

7           20.     The document attached as Exhibit 19 is a true and correct copy of a Collider article  
8 titled “Kevin Feige Talks AVENGERS: AGE OF ULTRON, ANT-MAN, DOCTOR STRANGE, the  
9 Future of the Marvel Cinematic Universe, Plans for Thanos, and Much More” dated July 26, 2014,  
10 <http://collider.com/avengers-2-details-thanos-kevin-feige/> (last accessed October 9, 2020).

11           21.     The document attached as Exhibit 20 is a true and correct copy of a press release titled  
12 “Marvel and Luma Pictures Bring Legendary Supervillain Thanos To The Big Screen For Marvel’s  
13 ‘Guardians of the Galaxy’ dated August 2014, produced in this litigation as DIS-REARDEN-  
14 0010942-44.

15           22.     The file attached as Exhibit 21 is a true and correct copy of a video of the *Beauty of a*  
16 *Tale* featurette. This exhibit corresponds to Exhibit 6 of the Declaration of Richard Dadufalza.

17           23.     The file attached as Exhibit 22 is a true and correct copy of a video of the *From*  
18 *Comics to Screen...to Screen: MAGIC!* promotional featurette. This exhibit corresponds to Exhibit 7  
19 of the Declaration of Richard Dadufalza.

20           24.     The file attached as Exhibit 23 is a true and correct copy of a video of the *Beauty and*  
21 *the Beast* trailer released on November 14, 2016 produced in this litigation as DIS-REARDEN-  
22 0000326.

23           25.     The file attached as Exhibit 24 is a true and correct copy of a video clip from the  
24 deposition of William Condon, taken on July 30, 2020. This exhibit corresponds to Exhibit 10 of the  
25 Declaration of Richard Dadufalza.

26           26.     The document attached as Exhibit 25 is a true and correct copy of Defendant The  
27 Walt Disney Company’s Amended Objections and Responses to Plaintiffs’ First Requests for  
28 Admission dated September 30, 2020.

